

FEDERAL COMMUNICATIONS COMMISSION

CLASS OF STATION FM

RITA1

The following application is submitted for action by the Chief, Broadcast Bureau.

ST	FILE NUMBER	CALL	APPLICANT AND LOCATION	NATURE OF APPLICATION
IA	BPH -920507MA N/M	NEW 98.5MHZ	DON TIMMERMAN BROADCASTING, INC. CEDAR FALLS IA	CP FOR NEW FM ON FREQ: 98.5 MHZ; ERP: 25.0 KW (H&V) HAAT: 100 METERS (H&V); 42 29 19 92 13 04

LICENSE EXPIRATION DATE _____

MAY 15 1992

Shanta V. White

CHIEF, LICENSE DIVISION

RECOMMENDATION: GRANT() CONSTRUCTION DATES, START _____ END _____
CONTESTED () UNCONTESTED ()

JDB
101392

APPROVED _____

FOR CHIEF, BROADCAST BUREAU

F.C.C.-WASHINGTON, D.C.

Approved by OMB
3060-0440
Expires 2/28/93

FEDERAL COMMUNICATIONS COMMISSION
FEE PROCESSING FORM

FOR
FCC
USE
ONLY

FCC/MELLON MAY 07 1992

05-08-92 8195234 001

Please read instructions on back of this form before completing it. Section I MUST be completed. If you are applying for concurrent actions which require you to list more than one Fee Type Code, you must also complete Section II. This form must accompany all payments. Only one Fee Processing Form may be submitted per application or filing. Please type or print legibly. All required blocks must be completed or application/filing will be returned without action.

SECTION I

APPLICANT NAME (Last, first, middle initial)

Don Timmerman Broadcasting, Inc.

MAILING ADDRESS (Line 1) (Maximum 95 characters - refer to Instruction (2) on reverse of form)

Howard J. Barr

MAILING ADDRESS (Line 2) (If required) (Maximum 95 characters)

1776 K Street, N.W., Suite 200

CITY

Washington

STATE OR COUNTRY (If foreign address)

DC

ZIP CODE

20006

CALL SIGN

Channel 253C3

OTHER FCC IDENTIFIER

New FM, Cedar Falls, IA

Enter in Column (A) the correct Fee Type Code for the service you are applying for. Fee Type Codes may be found in FCC Fee Filing Guides. Enter in Column (B) the Fee Multiple, if applicable. Enter in Column (C) the result obtained from multiplying the value of the Fee Type Code in Column (A) by the number entered in Column (B), if any.

(A)

(B)

(C)

FEE TYPE CODE

FEE MULTIPLE
(If required)

FEE DUE FOR FEE TYPE
CODE IN COLUMN (A)

FOR FCC USE ONLY

(1)

M

T

R

\$ 2,030.00

SECTION II

— To be used only when you are requesting concurrent actions which result in a requirement to list more than one Fee Type Code.

(A)
FEE TYPE CODE

(B)
FEE MULTIPLE
(If required)

(C)
FEE DUE FOR FEE TYPE
CODE IN COLUMN (A)

(2)

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\$	
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(3)

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\$	
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(4)

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\$	
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(5)

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\$	
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ADD ALL AMOUNTS SHOWN IN COLUMN C, LINES (1) THROUGH (5), AND ENTER THE TOTAL HERE. THIS AMOUNT SHOULD EQUAL YOUR ENCLOSED REMITTANCE.

TOTAL AMOUNT REMITTED
WITH THIS APPLICATION
OR FILING

\$ 2,030.00

FOR FCC USE ONLY

2030.00

RECEIVED
MAY 12 7 52 AM '92
FCC EXAMINERS

INSTRUCTIONS FOR COMPLETING FEE PROCESSING FORM, FCC FORM 155, August 1991

- (1) **"Applicant Name"** - Enter the name (last, first, middle initial) of the applicant as it appears on the original application or filing being submitted with this Fee Processing Form. If company, enter name which is used commercially.
- (2) **"Mailing Address (Line 1)"** - Enter the street address or post office box number to which the applicant wishes correspondence sent.
- (3) **"Mailing Address (Line 2)"** - This line may be used for further identification of the address if additional space is required.
- (4) **"City"** - Enter the name of the city associated with the given street address.
- (5) **"State or Country"** - Enter the appropriate two-digit state abbreviation as prescribed by the U.S. Postal Service. If address is foreign, enter the appropriate country name here.
- (6) **"ZIP Code"** - Enter the appropriate five or nine-digit ZIP Code prescribed by the U.S. Postal Service.
- (7) **"Call Sign or Other FCC Identifier"** - Enter the applicable call or unique FCC identifier, if any, as shown on your attached application or filing. If applying for a service affecting more than one call sign, enter one call sign only.
- (8) **Column (A), "Fee Type Code"** - Enter correct Fee Type Code(s) from the appropriate Fee Filing Guide. Only one Fee Processing Form may be submitted per application or filing. Inaccurate or erroneous Fee Type Codes may result in your application or filing being returned to you without further processing.
- (9) **Column (B), "Fee Multiple"** - Certain applications and filings may request action with respect to more than one station, license, frequency, or party and can be submitted together with one check if they meet specific conditions. This column is used only if a multiple, i.e., two or more, is being applied for. Examples of when this would be used are renewing more than one call sign, frequency, station, or the transfer of control of more than one station. Refer to the appropriate Fee Filing Guide for additional information.
- (10) **Column (C), "Fee Due for Fee Type Code in Column (A)"** - Enter in this block the amount of the fee associated with the Fee Type

PEPPER & CORAZZINI

VINCENT A. PEPPER
ROBERT F. CORAZZINI
PETER GUTMANN
WILLIAM J. FRANKLIN
JOHN F. GARZIGLIA
TODD J. PARRIOTT
NEAL J. FRIEDMAN
ELLEN S. MANDELL
HOWARD J. BARR
LOUISE CYBULSKI*
JENNIFER L. RICHTER*
* NOT ADMITTED IN D.C.

ATTORNEYS AT LAW
200 MONTGOMERY BUILDING
1776 K STREET, NORTHWEST
WASHINGTON, D. C. 20006
(202) 296-0600

ROBERT LEWIS THOMPSON
GREGG P. SKALL
E. THEODORE MALLYCK
OF COUNSEL
FREDERICK W. FORD
1909-1986
TELECOPIER (202) 296-5572

May 6, 1992

Via Federal Express

Ms. Donna R. Searcy
Secretary
Federal Communications Commission
1919 M Street, N.W.
Washington, D.C. 20554

Attention: **FCC LOCKBOX SHIFT SUPERVISOR**

**Re: Fee Filing MTR - \$2,030 Check Enclosed
Don Timmerman Broadcasting, Inc.
Applicant for FM Channel 253C3
Cedar Falls, IA**

Dear Ms. Searcy:

Transmitted herewith on behalf of Don Timmerman Broadcasting, Inc. is an original and two copies of its application on FCC Form 301 for a new FM station on Channel 253C3 in Cedar Falls, Iowa. Also enclosed is a check in the amount of \$2,030 in payment of the Commission's filing fee, along with the Commission's Form 155. Please note that as a result of a miscommunication between the applicant and its engineer, the engineering portion of this application incorrectly identifies the applicant as the Don Timmerman Broadcasting Corporation rather than Don Timmerman Broadcasting, Inc.

The window for this allotment closes today, May 6, 1992. See Report and Order, DA 92-169, released February 18, 1992. Since this is a window filing, i.e., a time critical feeable application, it is being transmitted in such a fashion so as to be received by the lockbox bank before midnight tomorrow, the next business day. See Public Notice, Mimeo No. 3085, released May 9, 1990. Additionally, the Commission's "backup" filing procedures are being employed. Accordingly, this application is timely filed.

98.5MHZ
BPH -920507MA NEW
CEDAR FALLS IA
DON TIMMERMAN BROADCASTING, INC.

Ms. Donna R. Searcy
May 6, 1992
Page 2

Should any questions arise in connection with this matter,
kindly communicate directly with the undersigned.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "H. J. Barr", with a stylized flourish extending to the right.

Howard J. Barr

Enclosures

APPLICATION FOR CONSTRUCTION PERMIT FOR COMMERCIAL BROADCAST STATION

For COMMISSION Fee Use Only

FEE NO:

FEE TYPE

FEE AMT:

ID SEQ:

For APPLICANT Fee Use Only

Is a fee submitted with this application? ☒ Yes ☐ No

If fee exempt (see 47 C.F.R. Section 1.1112), indicate reason therefor (check one box):

- ☐ Noncommercial educational licensee
☐ Governmental entity

FOR COMMISSION USE ONLY

FILE NO.

BPH-920507MA

Section I - GENERAL INFORMATION

1. Name of Applicant

Don Timmerman Broadcasting, Inc.

Street Address or P.O. Box

550 Prestien Drive

City

Denver

State

IA

ZIP Code

50622

Telephone No. (Include Area Code)

(319) 984-6423

Send notices and communications to the following person at the address below:

Name Don Timmerman (address on the left)
cc: Gregg P. Skall
Pepper & Corazzini

Street Address or P.O. Box

1776 K Street, N.W., Suite 200

City

Washington

State

DC

ZIP Code

20006

Telephone No. (Include Area Code)

(202) 296-0600

2. This application is for:

☐

AM

☒

FM

☐

TV

(a) Channel No. or Frequency

253C3

98.5

(b) Principal
Community

City

Cedar Falls

State

IA

(c) Check one of the following boxes:

☒

Application for NEW station

☐

MAJOR change in licensed facilities; call sign: _____

☐

MINOR change in licensed facilities; call sign: _____

☐

MAJOR modification of construction permit; call sign: _____

File No. of construction permit: _____

☐

MINOR modification of construction permit; call sign: _____

File No. of construction permit: _____

☐

AMENDMENT to pending application; Application file number: _____

NOTE: It is not necessary to use this form to amend a previously filed application. Should you do so, however, please submit only Section I and those other portions of the form that contain the amended information.

3. Is this application mutually exclusive with a renewal application?

☐

Yes

☒

No

If Yes, state:

Call letters

Community of License

City

State

Section II - LEGAL QUALIFICATIONS

Name of Applicant

Don Timmerman Broadcasting, Inc.

1. Applicant is (check one box below)

☐ Individual☐ General partnership☒ For-profit corporation☐ Other☐ Limited partnership☐ Not-for-profit corporation

2. If the applicant is an unincorporated association or a legal entity other than an individual, partnership, or corporation, describe in an Exhibit the nature of the application.

Exhibit No.
N/A

NOTE: The terms "applicant," "parties to this application," and "non-party equity owners in the applicant" are defined in the instructions for Section II of this form. Complete information as to each "party to this application" and each "non-party equity owner in the applicant" is required. If the applicant considers that to furnish complete information would pose an unreasonable burden, it may request that the Commission waive the strict terms of this requirement with appropriate justification.

3. If the applicant is not an individual, provide the date and place of filing of the applicant's enabling charter (e.g. a limited partnership must identify its certificate of limited partnership and a corporation must identify its articles of incorporation by date and place of filing):

Date April 16, 1992

Place Secretary of State Des Moines, IA

In the event there is no requirement that the enabling charter be filed with the state, the applicant shall include the enabling charter in the applicant's public inspection file. If, in the case of a partnership, the enabling charter does not include the partnership agreement itself, the applicant shall include a copy of the agreement in the applicant's public inspection file.

4. Are there any documents, instruments, contracts or understandings (written or oral), other than instruments identified in response to Question 3 above, relating to future ownership interests in the applicant, including but not limited to, insulated limited partnership shares, nonvoting stock interests, beneficial stock ownership interests, options, rights of first refusal, or debentures?

☒ Yes ☐ No

If Yes, submit as an Exhibit all such written documents, instruments, contracts, or understandings, and provide the particulars of any oral agreement.

Exhibit No.
1

5. Complete, if applicable, the following certifications:

(a) Applicant certifies that no limited partner will be involved in any material respect in the management or operation of the proposed station.

☒ Yes ☐ No

If No, applicant must complete Question 6 below with respect to all limited partners actively involved in the media activities of the partnership.

(b) Does any investment company (as defined in 15 U.S.C. Section 80 a-3), insurance company, or trust department of any bank have an aggregated holding of greater than 5% but less than 10% of the outstanding votes of the applicant?

☐ Yes ☒ No

If Yes, applicant certifies that the entity holding such interest exercises no influence or control over the applicant, directly or indirectly, and has no representatives among the officers and directors of the applicant.

N/A
☐ Yes ☐ No

Section II - LEGAL QUALIFICATIONS (Page 2)

6. List the applicant, parties to the application and non-party equity owners in the applicant. Use one column for each individual or entity. Attach additional pages if necessary.

(Read carefully - The numbered items below refer to line numbers in the following table.)

1. Name and residence of the applicant and, if applicable, its officers, directors, stockholders, or partners (if other than individual also show name, address and citizenship of natural person authorized to vote the stock). List the applicant first, officers next, then directors and, thereafter, remaining stockholders and partners.

2. Citizenship.

3. Office or directorship held.

4. Number of shares or nature of partnership interests.

5. Number of votes.

6. Percentage of votes.

7. Other existing attributable interests in any broadcast station, including the nature and size of such interests.

8. All other ownership interests of 5% or more (whether or not attributable), as well as any corporate officership or directorship, in broadcast, cable, or newspaper entities in the same market or with overlapping signals in the same broadcast service, as described in 47 C.F.R. Section 73.3555 and 73.501, including the nature and size of such interests and the positions held.

1	Don Timmerman Broadcasting, Inc. 550 Prestien Drive Denver, IA 50622	Donald Timmerman 550 Prestien Drive Denver, IA 50622	
2	U.S.A	U.S.A	
3	----	President/Director	
4	----	100,000	
5	----	100,000	
6	----	100%	
7	----	See Exhibit 1	
8	----	-----	

Section 11 - LEGAL QUALIFICATIONS (Page 3)

7. Does the applicant, any party to the application or any non-party equity owner in the applicant have, or have they had, any interest in:

(a) a broadcast station, or pending broadcast station application before the Commission?

☒ Yes ☐ No

(b) a broadcast application which has been dismissed with prejudice by the Commission?

☐ Yes ☒ No

(c) a broadcast application which has been denied by the Commission?

☐ Yes ☒ No

(d) a broadcast station, the license of which has been revoked?

☐ Yes ☒ No

(e) a broadcast application in any pending or concluded Commission proceeding which left unresolved character issues against the applicant?

☐ Yes ☒ No

If the answer to any of the questions in (a)-(e) above is Yes, state in an Exhibit the following information:

Exhibit No.
2

(1) Name of party having interest;

(2) Nature of interest or connection, giving dates;

(3) Call letters of stations or file number of application or docket; and

(4) Location.

8. (a) Are any of the parties to the application or non-party equity owners in the applicant related (as husband, wife, father, mother, brother, sister, son or daughter) to each other?

☐ Yes ☒ No

(b) Does any member of the immediate family (i.e., husband, wife, father, mother, brother, sister, son or daughter) of any party to the application or non-party equity owner in the applicant have any interest in or connection with any other broadcast station, pending broadcast application or newspaper in the same area (see Section 73.3555(c)) or, in the case of a television station applicant only, a cable television system in the same area (see Section 76.501(a))?

☒ Yes ☐ No

If the answer to (a) or (b) above is Yes, attach an Exhibit giving full disclosure concerning the persons involved, their relationship, the nature and extent of such interest or connection, the file number of such application, and the location of such station or proposed station.

Exhibit No.
2

9. State in an Exhibit any interest the applicant or any party to this application proposes to divest in the event of a grant of this application.

Exhibit No.
2

OTHER MASS MEDIA INTERESTS

10. (a) Do individuals or entities holding nonattributable interests of 5% or more in the applicant have an attributable ownership interest or corporate officership or directorship in a broadcast station, newspaper or CATV system in the same area? (See Instruction B to Section 11.)

☐ Yes ☒ No

(b) Does any member of the immediate family (i.e., husband, wife, father, mother, brother, sister, son or daughter) of an individual holding a nonattributable interest of 5% or more in the applicant have any interest in or connection with any other broadcast station, pending broadcast application, newspaper in the same area (see Section 73.3555(c)), or, in the case of a television station applicant only, a cable television system in the same area (see Section 76.501(a))?

☐ Yes ☒ No

If the answer to (a) and/or (b) above is Yes, attach an Exhibit giving a full disclosure concerning the persons involved, their relationship, the nature and extent of such interest or connection, the file number of such application, and the location of such station or proposed station.

Exhibit No.
N/A

Section 11 - LEGAL QUALIFICATIONS (Page 4)

CITIZENSHIP AND OTHER STATUTORY REQUIREMENTS

11. (a) Is the applicant in violation of the provisions of Section 310 of the Communications Act of 1934, as amended, relating to interests of aliens and foreign governments? (See instruction C to Section 11.)

☐ Yes ☒ No

- (b) Will any funds, credits or other financial assistance for the construction, purchase or operation of the station(s) be provided by aliens, foreign entities, domestic entities controlled by aliens, or their agents?

☐ Yes ☒ No

If the answer to (b) above is Yes, attach an Exhibit giving full disclosure concerning this assistance.

Exhibit No.
N/A

12. (a) Has an adverse finding been made or an adverse final action been taken by any court or administrative body as to the applicant, any party to this application, or any non-party equity owner in the applicant in a civil or criminal proceeding brought under the provisions of any law related to the following:

Any felony; broadcast related antitrust or unfair competition; criminal fraud or fraud before another governmental unit; or discrimination?

☐ Yes ☒ No

- (b) Is there now pending in any court or administrative body any proceeding involving any of the matters referred to in (a) above?

☐ Yes ☒ No

If the answer to (a) and/or (b) above is Yes, attach an Exhibit giving full disclosure concerning persons and matters involved, including an identification of the court or administrative body and the proceeding (by dates and file numbers), a statement of the facts upon which the proceeding is or was based or the nature of the offense alleged or committed, and a description of the current status or disposition of the matter.

Exhibit No.
N/A

SECTION III - FINANCIAL QUALIFICATIONS

NOTE: If this application is for a change in an operating facility do not fill out this section.

1. The applicant certifies that sufficient net liquid assets are on hand or that sufficient funds are available from committed sources to construct and operate the requested facilities for three months without revenue.

☒ Yes ☐ No

2. State the total funds you estimate are necessary to construct and operate the requested facility for three months without revenue.

\$ 232,875.45

3. Identify each source of funds, including the name, address, and telephone number of the source (and a contact person if the source is an entity), the relationship (if any) of the source to the applicant, and the amount of funds to be supplied by each source.

Source of Funds (Name and Address)	Telephone Number	Relationship	Amount
National Bank of Waterloo 100 East Park Waterloo, IA 50703 Tom McDermott - President Dan Brian - Loan Officer	(319) 291-5269	Lender	260,000.00

Section IV-A - PROGRAM SERVICE STATEMENT

Attach as an Exhibit, a brief description, in narrative form, of the planned programming service relating to the issues of public concern facing the proposed service area.

Exhibit No.
3

Section IV-B - INTEGRATION STATEMENT

Attach as an Exhibit the information required in 1. and 2. below.

Exhibit No.
4

1. List each principal of the applicant who, in the event of a grant of the application on a comparative basis proposes to participate in the management of the proposed facility and, with respect to each such principal, state whether he or she will work full-time (minimum 40 hours per week) or part-time (minimum 20 hours per week) and briefly describe the proposed position and duties.
2. State with respect to each principal identified in response to Item 1. above, whether the applicant will claim qualitative credit for any of the following enhancement factors:
 - (a) Minority Status
 - (b) Past Local Residence
If Yes, specify whether in the community of license or service area and the corresponding dates.
 - (c) Female Status
 - (d) Broadcast Experience
If Yes, list each employer and position and corresponding dates.
 - (e) Daytime Preference

SECTION VI - EQUAL EMPLOYMENT OPPORTUNITY PROGRAM

1. Does the applicant propose to employ five or more full-time employees?

☒ Yes ☐ No

If Yes, the applicant must include an EEO program called for in the separate Broadcast Equal Employment Opportunity Program Report (FCC 898-A).

SECTION VII - CERTIFICATIONS

1. Has or will the applicant comply with the public notice requirement of 47 C.F.R. Section 73.3560?

☒ Yes ☐ No

2. Has the applicant reasonable assurance, in good faith, that the site or structure proposed in Section V of this form, as the location of its transmitting antenna, will be available to the applicant for the applicant's intended purpose?

☒ Yes ☐ No

If No, attach as an Exhibit, a full explanation.

Exhibit No.
N/A

3. If reasonable assurance is not based on applicant's ownership of the proposed site or structure, applicant certifies that it has obtained such reasonable assurance by contacting the owner or person possessing control of the site or structure.

Name of Person Contacted James P. Weber

Telephone No. (include area code) (319) 234-0530

Person contacted: (check one box below)

☒ Owner ☐ Owner's Agent ☐ Other (specify)

The APPLICANT hereby waives any claim to the use of any particular frequency as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and requests an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as amended.)

The APPLICANT acknowledges that all the statements made in this application and attached exhibits are considered material representations, and that all exhibits are a material part hereof and incorporated herein.


The APPLICANT represents that this application is not filed for the purpose of impeding, obstructing, or delaying determination on any other application with which it may be in conflict.

In accordance with 47 C.F.R. Section 1.65, the APPLICANT has a continuing obligation to advise the Commission, through amendments, of any substantial and significant changes in information furnished.

SECTION VII - CERTIFICATION (Page 5)

WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND IMPRISONMENT.
U.S. CODE, TITLE 18, SECTION 1001.

I certify that the statements in this application are true and correct to the best of my knowledge and belief, and are made in good faith.

Name of Applicant Don Timmerman Broadcasting, Inc.	Signature 
Date 5/2/92	Title President

FCC NOTICE TO INDIVIDUALS REQUIRED BY THE PRIVACY ACT
AND THE PAPERWORK REDUCTION ACT

The solicitation of personal information requested in this application is authorized by the Communications Act of 1934, as amended. The principal purpose for which the information will be used is to determine if the benefit requested is consistent with the public interest. The staff, consisting variously of attorneys, analysts, engineers and applications examiners, will use the information to determine whether the application should be granted, denied, dismissed, or designated for hearing. If all the information is not provided, the application may be returned without action having been taken upon it or its processing may be delayed while a request is made to provide the missing information. Accordingly, every effort should be made to provide all necessary information. Your response is required to obtain the requested authority.

Public reporting burden for this collection of information is estimated to vary from 71 hours 45 minutes to 301 hours 30 minutes with an average of 118 hours 28 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the burden, can be sent to the Federal Communications Commission, Office of Managing Director, Washington, D.C. 20554, and to the Office of Management and Budget, Paperwork Reduction Project (3060-0027), Washington, D.C. 20503.

THE FOREGOING NOTICE IS REQUIRED BY THE PRIVACY ACT OF 1974, P.L. 93-579, DECEMBER 31, 1974, 5 U.S.C. 552(a)(3), AND THE PAPERWORK REDUCTION ACT OF 1980, P.L. 96-511, DECEMBER 11, 1980, 44 U.S.C. 3507.

BOND TO SHARE PROFITS FROM BROADCAST INVESTMENTS

The Don Timmerman Broadcasting, Inc. (hereinafter called "Company") hereby acknowledges receipt by A. Miller Roskamp of his personal guarantee securing loans from The National Bank of Waterloo in the sum of Two Hundred and Sixty Thousand + ⁰⁰/₁₀₀ (\$260,000⁰⁰) (the "Loans") and hereby issues this profit-sharing bond for that amount. The personal guarantee provided by A. Miller Roskamp shall be referred to herein as "The Roskamp Guarantee".

The net proceeds realized from the Loans secured by the Roskamp Guarantee shall constitute the Cedar Falls Broadcasting Fund, which shall be invested by the Company, under the supervision of the Board of Directors, in the pursuit of obtaining a construction permit to build and operate an FM radio broadcasting station in Cedar Falls, Iowa, and for the construction and operation of that station.

The Company hereby guarantees to divide the net profits realized on the investment of the Cedar Falls Investment Fund semi-annually, on the first days of January and June of each year, beginning on the first year following the first day such broadcasting station begins operation, and concluding in such semi-annual period following the date upon which the Loan has been repaid in full as follows:

Ten percent (10%) of the net profits of Don Timmerman Broadcasting, Inc., remaining after the payment of the ordinary and reasonable expenses of the company.

Only charges and expenses legitimately incurred in connection with obtaining the construction permit, the actual construction of and operation of the radio station shall be deducted from the gross revenues of the station in determining net profits.

At all times during business hours the owners of this bond shall be entitled to examine the books and records of the Cedar Falls Investment Fund. This bond is given as security for the

EXHIBIT 2
FCC FORM 301

Donald Timmerman is President, a director, and 25% shareholder of Cedar Valley Broadcasting, Inc. Mr. Timmerman's wife, Dayna Timmerman, is the Vice President, a director and 25% percent shareholder of Cedar Valley Broadcasting, Inc. Pursuant to an application filed on January 29, 1992, Cedar Valley Broadcasting, Inc. is the proposed assignee of the license for KCFI(AM), Cedar Falls, Iowa (FCC File No. BAL-920129EA). The Commission granted this application on March 11, 1992. Cedar Valley Broadcasting, Inc. intends to consummate the transaction on May 11, 1992. Mr. and Mrs. Timmerman propose to divest their respective interests in KCFI at a date no later than the commencement of program test authority of his proposed FM station.

Declaration

I Dayna Timmerman state as follows:

1. I will divest my interest (ownership and positional) in Cedar Valley Broadcasting, Inc. along with my husband in the event he is awarded the construction permit for a new FM radio station in Cedar Falls, IA for which he is applying, prior to the time that station goes on the air.

I declare under penalty of perjury that the foregoing is true and correct.

Dayna Timmerman
Dayna Timmerman

Executed:

EXHIBIT 3
FCC FORM 301

PROGRAM SERVICE STATEMENT

The applicant intends to work closely with the civic leaders of Cedar Falls, as well as with citizens of the Cedar Falls community, to determine the needs and interests of the community. The applicant will air programs designed to treat the needs and interests of the citizens of Cedar Falls. The station will broadcast news of and about the service area. Various programs will be broadcast during the broadcast week that will focus on local issues and areas of concern.

EXHIBIT 4
FCC FORM 301

1. In the event the application of Don Timmerman Broadcasting, Inc. is granted, Donald Timmerman will assume the position of general manager of the station. As General Manager of the radio station, he will personally oversee all areas of operations including business, programming, news and public affairs. Mr. Timmerman will establish all station policies in the aforementioned areas of operation and will have ultimate hiring and firing authority. He will devote his full time (a minimum of 40 hours per week) to this endeavor on five or more days of each week, excluding a week or two of vacation each year.

Mr. Timmerman is presently the owner/operator of Timmerman and Associates, an advertising agency. He presently devotes approximately 10 hours per week to this business writing copy and preparing media budgets and otherwise servicing his present clients. Mr. Timmerman has served as a commissioned sales man at KCFI since January of 1992, devoting forty or more hours per week to this position.

In the event the application of Don Timmerman Broadcasting, Inc. is granted, Mr. Timmerman will resign any position of employment and/or responsibility he holds with KCFI at or before the initiation of program test authority. Mr. Timmerman intends to retain his current level of activity with respect to Timmerman and Associates. Mr. Timmerman reduced his client load to be able to devote time to KCFI. His advertising agency will not interfere with his commitment to the radio station. Should his advertising clients demand more of his time after Don Timmerman Broad-

casting, Inc.'s radio station is placed on the air, Mr. Timmerman will either freelance the work out to individuals he has used in the past and is satisfied with, or resign the account if the arrangement is not satisfactory with the client.

2. (a) Mr. Timmerman does not claim credit for minority status.

(b) Mr. Timmerman claims credit for his past, present, and intended future service area residence. Since September 1989, Mr. Timmerman has resided at 550 Prestien Drive in Denver, Iowa, which is within the service area of his proposed station. Mr. Timmerman resided in Cedar Falls at 2607 Victory Drive between July 1967 and January 1973 and at 316 W. 18th Street, between February 1976 and September 1983. Prior to moving to his current residence, Mr. Timmerman resided within the proposed station's service area in Denver, IA at 155 Rustic Hills Road between September 1983 and September 1989. Mr. Timmerman will move to a location in Cedar Falls in the event the application is granted, no later than the commencement of program test authority at the station.

(c) Mr. Timmerman does not claim credit for female status.

(d) Mr. Timmerman claims credit for broadcast experience as follows:

Between January 1964 and May 1965, Mr. Timmerman worked at KNEM Radio, Nevada, MO where he was a staff announcer and Farm Director. Between June of 1965 and June of 1966, Mr. Timmerman

worked at KLWT Radio, Lebanon, MO, where he was a staff announcer and Music Director. Between June 1966 and July 1967, Mr. Timmerman worked at KOMU-TV, Columbia, MO where he was a staff announcer, part time sports reporter, conducted interview programs and handled live spots for the noon, 6 p.m., and 10 p.m. news shows. Between July 1967 and September 1972, Mr. Timmerman worked at KWVL-Radio-TV, where he was a disc jockey for the radio station and a staff announcer for the television station. He also conducted an interview show, a game show and spot work. Mr. Timmerman went into radio sales in late in 1969. Between September 1972 and January 1973, Mr. Timmerman was the Sales Manager for KLEU Radio in Waterloo, IA, directing a five man sales department. Mr. Timmerman worked at WYXE Radio, Madison, WI between January 1973 and May 1975 as the general manager, supervising all departments at the station. Mr. Timmerman held the same position at WQTC Radio, Manitowoc, WI between May 1975 and February 1976. Mr. Timmerman held the same position at KFMW Radio, Waterloo, IA between February 1976 and March 1980. Mr. Timmerman became the co-owner of Timmerman, Schreurs and Associates commencing in March 1980. Mr. Timmerman became the sole owner of Timmerman and Associates in 1985 and has continued in that capacity to the present. Both Timmerman Schreurs and Associates and Timmerman and Associates engage(d) in advertising, public relations, and as marketing consultants, working with all forms of media. Mr. Timmerman has been a commissioned sales person at

KCFI since January 1992. Mr. Timmerman also attended the Mid-western Broadcasting School, Chicago, IL in the fall of 1963.

(e) Mr. Timmerman does not claim the daytimer preference.

(f) Mr. Timmerman has been active in the community of license and service area as follows:

St. John's Lutheran Church, Cedar Falls, IA
Member of Church Council, 1984-86
President, 1986
Personnel Committee, 1985 and 1986

St. Peter Lutheran Church, Denver, IA
Member of Church Council, 1988-90
Worship and Evangelism Committee, 1987-90
Debt Retirement Committee, 1991
Usher

Willow Run Country Club (a semi-private club open to the general public)
Member, Board of Directors, 1988-90
President, 1989 and 1990
Member, Long Range Planning Committee, 1990-present

Denver High Cyclone Athletic Boosters
Member 1986-Present, participated in fund raising and general support
President, 1986

Dollars for Scholars, Denver
Contributor

Lions Club, Denver, Member 1987-89
Participated in fund raising and community service projects

Lions Club, Cedar Falls, Member since early 1992
Mr. Timmerman plans to participate with this club, much as he did with the Lions Club in Denver

University of Northern Iowa Athletic Club, Cedar Falls
Member 1980 - Present
Executive Committee, 1987-Present
Chair, Fund Raising Campaign, 1990-91
President, 1991-92

Cedar Falls Chamber of Commerce
Member since early 1992
Member, Downtown Development Committee

Elks Club
Member 1985-Present
The Elks are a social and fund raising organization

Mr. Timmerman also proposes to install auxiliary power equipment at the studio and transmitter sites in order to maintain service in the event of an interruption of electrical service.

**BROADCAST EQUAL EMPLOYMENT OPPORTUNITY
MODEL PROGRAM REPORT**

1. APPLICANT

Name of Applicant	Address
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GUIDELINE 3 TO THE MODEL EEO PROGRAM

The model EEO program adopted by the Commission for construction permit applicants, assignees and transferees contains five sections designed to assist the applicant in establishing an effective EEO program for its station. The specific elements which should be addressed are as follows:

I. GENERAL POLICY

The first section of the program should contain a statement by the applicant that it will afford equal employment opportunity in all personnel actions without regard to race, color, religion, national origin or sex, and that it has adopted an EEO program which is designed to fully utilize the skills of qualified minorities and women in the relevant available labor force.

II. RESPONSIBILITY FOR IMPLEMENTATION

This section calls for the name (if known) and title of the official who will be designated by the applicant to have responsibility for implementing the station's program.

III. POLICY DISSEMINATION

The purpose of this section is to disclose the manner in which the station's EEO policy will be communicated to employees and prospective employees. The applicant's program should indicate whether it: (a) intends to utilize an employment application form